# GOVERNMENT OF INDIA
# COMMERCE AND INDUSTRY
# LOK SABHA

STARRED QUESTION NO:271
ANSWERED ON:07.12.2001
TRADE DISPUTES
T.M. SELVAGANAPATHI

**Will the Minister of COMMERCE AND INDUSTRY be pleased to state:**

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(a) the details of trade dispute cases filed by India with WTO against various countries and vice-versa; (

(b) whether India has lost WTO dispute with the U.S. and the European Union on the provisions of the 1997 Memorandum of Understanding that foreign auto manufacturers had to sign with the Government on indigenisation and export obligations; (

(c) if so, the details thereof; and (

(d) the details of other cases where India lost under the WTO and under the agreements concerning thereto as on date?

## Answer

MINISTER OF COMMERCE AND INDUSTRY ( SHRI MURASOLI MARAN )

(a) to (d): A statement is laid on the Table of the House.

STATEMENT REFERRED TO IN REPLY TO PARTS (a), (b), (c) & (d) OF LOK SABHA STARRED QUESTION NO. 271 TO ANSWERED ON 7TH DECEMBER 2001 REGARDING TRADE DISPUTES BY SHRI T.M. SELVAGANAPATHI

(a) : The details of the various cases in the Dispute Settlement Body of World Trade Organization where India is either the complaining country or the country complained against are given in the Annexure.

(b) & (c) : The dispute settlement Panel set up in WTO to consider the issue has not yet finalized its findings.

(d): The three disputes in which the findings of the Panels/Appellate Body went against India are the two separate complaints by the US and the European Commission (EC) against our patent policy and a complaint by the US against quantitative restrictions on imports maintained by India for balance of payments reasons.

ANNEXUREREFERRED TO IN REPLY TO PART (a ) OF LOK SABHA STARRED QUESTION NO. 271 FOR ANSWER 7.12.2001 REGARDING TRADE DISPUTES.

STATUS OF DISPUTES IN DISPUTE SETTLEMENT BODY OF WTO BETWEEN INDIA AND OTHER COUNTRIES

| S. No. | Subject of the Disputes | Complainant | Against | Status |
|---|---|---|---|---|
| | DISPUTES RAISED BY INDIA | | | |
| 1. | Quantitative restrictions on imports of textile and clothing products | India | Turkey | Won |
| 2. | Ban on importation of shrimp and shrimp products from these countries imposed by the US | India | USA | Won |
| 3. | Measures affecting imports of Women`s and girl`s wool coats | India | USA | Won |

4.Transitional safeguard measures affecting imports of woven wool shirts and blouses. India USA Won

5.Import regime on Automobiles India Poland Amicably settled

6.Application of Cumulative Recovery System (CRS) for India`s exports of rice. India EC Settled

7.Anti-Dumping actions on unbleached cotton fabrics(UCF) India EC EC did not continue the anti-dumping duty. India is not pursuing

8.Anti-Dumping proceedings against import of Cotton type Bed-linen. India EC Won

9. Anti-dumping duties imposed by South African Authorities on imports of anti-biotics from India India South Africa Continuing

10.Anti-dumping duties imposed by US on CTL Steel Plate imports from India India US Continuing

11.Anti dumping duties imposed by Brazil on Jute bag imports from India. India Brazil Continuing

12.Argentina Drugs Dispute India Argentina Continuing

13.US legislation on dumping and subsidy offset

(Byrd Amendment) India and 8 other countries US Continuing

DISPUTES RAISED BY OTHER COUNTRIES AGAINST INDIA

14.India`s quantitative restrictions on imports on agricultural, textile and industrial products. EC India Amicably Settled.

15 India`s quantitative restrictions on imports on agricultural, textile and industrial products. Australia India Amicably Settled.

16 India`s quantitative restrictions on imports on agricultural,

textile and industrial products. Canada India Amicably Settled.

17 India`s quantitative restrictions
on imports on agricultural,
textile and industrial products. New Zealand India Amicably Settled.

18 India`s quantitative restrictions
on imports on agricultural,
textile and industrial products. Switzerland India Amicably Settled.

19 India`s quantitative restrictions
on imports on agricultural,
textile and industrial products. USA India Lost

20 Alleged absence in India of
patent protection for pharmaceutical
and agricultural chemical products,
and the absence of formal systems
that permit the filing of patent EC India Lost

21 Restrictions on export of
products including raw
hides and skins. EC India Continuing

22 Patent protection for
pharmaceutical and agricultural
chemical products USA India Lost

23 Concerning certain measures
affecting the Auto motive sector
- Auto policy EC India Continuing

24 Import restrictions maintained
by India for reasons other than
ArticleXVIII:B of GATT 1994 EC India Continuing

25 A series of customs duties
increases implemented by
Indian authorities EC India Continuing

26 Concerning certain measures
affecting the Automotive
sector -Auto policy USA India Continuing